

MAY 06, 2021 - ITEMS OFF-THE-FLOOR

1. Resolution to acknowledge and confirm the President's appointment of second Administrative Hearing Officer. (Lorino/Cooper)

2. Ordinance to amend the Parish Code of Ordinances, Chapter 28, Article III Waterways, Division II Watercraft Speed Limits, Section 28-121 (a) (5) to create an additional Dead Slow, No Wake Zone on a portion of Tchefuncte River during construction of I-12 Bridge (Wards 1 & 3, Districts 1 & 5) (Dean/Toledano)

3. A Resolution relative to expressing opposition to the Draft Environmental Impact Statement (EIS) for the Mid-Barataria Sediment Diversion Project and in support of St. Bernard Parish's and Plaquemines Parish's opposition to said EIS. (Toledano)

ADJOURN

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-OTF #1

COUNCIL SPONSOR: LORINO/COOPER

PROVIDED BY: PRESIDENT'S OFFICE/CIVIL ADA

RESOLUTION TO ACKNOWLEDGE AND CONFIRM THE PRESIDENT'S APPOINTMENT OF SECOND ADMINISTRATIVE HEARING OFFICER.

WHEREAS, Ordinance Chapter 2, Article XIV, Section 2-547(a) requires that the Administrative Hearing Officers be appointed by the Parish President and confirmed by the Parish Council; and

WHEREAS, the Parish President has determined that a second Administrative Hearing Officer is necessary to hear cases in the event of scheduling or professional conflicts with the other Hearing Officer; and

WHEREAS, the St. Tammany Parish Council now wishes to so approve and confirm the appointment.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES that the following individual, having been appointed by the Parish President, be recognized herein, approved and confirmed as per law: Tracey Turgeau Powell, Administrative Hearing Officer.

THIS RESOLUTION HAVING BEEN SUBMITTED TO A VOTE, THE VOTE THEREON WAS AS FOLLOWS:

MOVED FOR ADOPTION BY: _____ SECONDED BY: _____

YEAS: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

THIS RESOLUTION WAS DECLARED ADOPTED ON THE 6 DAY OF MAY , 2021, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

MICHAEL R. LORINO, JR. , COUNCIL CHAIRMAN

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: OTF #2 ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: DEAN/TOLEDANO PROVIDED BY: PUBLIC WORKS

INTRODUCED BY: _____ SECONDED BY: _____

ON THE 6 DAY OF MAY , 2021

ORDINANCE TO AMEND THE PARISH CODE OF ORDINANCES, CHAPTER 28, ARTICLE III WATERWAYS, DIVISION II WATERCRAFT SPEED LIMITS, SECTION 28-121 (A) (5) TO CREATE AN ADDITIONAL DEAD SLOW, NO WAKE ZONE ON A PORTION OF TCHEFUNCTE RIVER DURING CONSTRUCTION OF I-12 BRIDGE (WARDS 1 & 3, DISTRICTS 1 & 5)

WHEREAS, in the interest of public safety, health and general welfare, it is necessary to create an additional "Dead Slow, No Wake" zone for a portion of Tchefuncte River commencing approximately 300 feet North and South of I-12 bridge during construction.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that it amends Parish Code of Ordinances, Chapter 28, Article III, Division 2 Watercraft Speed Limits, Section 28-121 (A) (5) Operation; special speed limits, definitions, unlawful operation, Tchefuncte River area to create an additional "Dead Slow, No Wake" zone on a portion of Tchefuncte River, amended to be read as follows:

i. A portion of Tchefuncte River commencing approximately 330 feet North and South of the I-12 bridge REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SEVERABILITY: If any provision of this Ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this Ordinance are hereby declared to be severable.

EFFECTIVE DATE: This Ordinance shall become effective fifteen (15) days after adoption.

MOVED FOR ADOPTION BY: _____ SECONDED BY: _____

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE 3 DAY OF JUNE , 2021 ; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

MICHAEL R. LORINO, JR. , COUNCIL CHAIRMAN

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: _____, 2021

Published Adoption: _____, 2021

Delivered to Parish President: _____, 2021 at _____

Returned to Council Clerk: _____, 2021 at _____

ADMINISTRATIVE COMMENT

Reference No.

Administrative Department: Public Works

PURPOSE: Required by LA DOTD during the I-12 bridge construction.

RECOMMENDATION: The Public Works Department recommends adoption.

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-OTF #3

COUNCIL SPONSOR: TOLEDANO

PROVIDED BY: COUNCIL OFFICE

A RESOLUTION RELATIVE TO EXPRESSING OPPOSITION TO THE DRAFT ENVIRONMENTAL IMPACT STATEMENT (EIS) FOR THE MID-BARATARIA SEDIMENT DIVERSION PROJECT AND IN SUPPORT OF ST. BERNARD PARISH'S AND PLAQUEMINES PARISH'S OPPOSITION TO SAID EIS.

WHEREAS, The Coastal Protection and Restoration Authority is proposing the Mid-Barataria Sediment Diversion Project; and

WHEREAS, while the loss of coastal wetlands is a valid concern, the resolution or remediation of that problem must avoid ancillary damages to the people and wildlife of St. Bernard and Plaquemines Parishes and all of the Louisiana coastline; and

WHEREAS, the Environmental Impact Survey (EIS) related to the current proposed Mid-Barataria Sediment Diversion Project indicates that the Project will do harm to the wildlife of St. Bernard and Plaquemines Parishes; and

WHEREAS, the environmental remediation efforts related to the potential harm caused by the current proposed Mid-Barataria Sediment Diversion Project is insufficient; and

WHEREAS, the proposed Mid-Barataria Diversion Project is not a cost-effective method of rebuilding our coast; and

WHEREAS, the use of diversion canals is not a proven and efficient means of rebuilding our coast; and

WHEREAS, dredging the Mississippi River and pumping the dredge material was not considered as an option which may be a more cost-effective and efficient method of rebuilding our coast; and

WHEREAS, the potential benefits in minimal land development are far outweighed by the un-remediated damage that the Mid-Barataria Sediment Diversion Project will occasion to the people and wildlife of St. Bernard and Plaquemines Parishes; and

WHEREAS, the long-term damage occasioned by the Mid-Barataria Sediment Diversion Project to the wildlife and fisheries of St. Bernard and Plaquemines Parishes will destroy the livelihood of countless St. Bernard and Plaquemines Parishes businesses and people; and

WHEREAS, the EIS has been prepared to analyze the potential impacts of the proposed project and a range of reasonable alternatives including No Action, on the natural and human environment; and

WHEREAS, of the seven alternatives carried forward for evaluation in the EIS, six of those alternatives were for sediment diversion and one for No Action; and

WHEREAS, St. Bernard and Plaquemines Parishes oppose the proposed Draft Environmental Impact Statement for the Mid-Barataria Sediment Diversion Project; and

WHEREAS, the St. Tammany Parish Council supports St. Bernard and Plaquemines Parishes in their opposition.

NOW BE IT RESOLVED that the St. Tammany Parish Council opposes the proposed Draft Environmental Impact Statement (EIS) for the Mid-Barataria Sediment Diversion Project dated March 2021.

BE IT FURTHER RESOLVED that the St. Tammany Parish Council urges all stakeholders, residents and interested citizens to attend hearings on the matter and to express their thoughts and comments during the proposed comment period.

BE IT FURTHER RESOLVED THAT this Resolution be forwarded to all of the following:

- Governor John Bel Edwards
- The Coastal Protection and Restoration Authority
- The House Natural Resources and Environment Committee
- The Senate Natural Resources Committee
- Senator Patrick McMath, Senator Beth Mizell, Senator Sharon Hewitt, Representative Mary DuBuisson, Representative Larry Frieman, Representative Paul Hollis, Representative Richard Nelson, Representative Bob Owen, Representative Malinda White, Representative Mark Wright.

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NAYS: _____

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ABSENT: _____

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MICHAEL R. LORINO, JR. , COUNCIL CHAIRMAN

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK